

REMARKS

Reconsideration and allowance are respectfully requested. Claims 1, 3, 4, 6, 7, 9, 10 and 12 have been amended. Claims 5 and 11 and non-elected claims 13-25 have been canceled. Thus, claims 1-4, 6-10 and 12 are pending.

Claims 2 and 3 stand rejected under 35 U.S.C. 112, first paragraph. Claim 2 has been amended to remove the “orthogonal” language and is thus considered to be in full compliance with 35 U.S.C. 112, first paragraph.

Claims 1-12 stand rejected under 35 U.S.C. 112, second paragraph. The claims have been carefully reviewed and revised bearing in mind the Examiner’s rejection. It is submitted that all pending claims are in full compliance with 35 U.S.C. 112, second paragraph. Therefore, the rejection should be withdrawn.

Claims 1, 4, 5, 7, 10 and 11 stand rejected under 35 U.S.C. 102(e) as being anticipated by Togashi et al. Claims 1 and 7 have been amended to define the invention more clearly and thus obviate the rejection. In particular, claims 1 and 7 recite that an orifice that penetrates the member is defined by a wall having two portions. To clarify that the orifice is defined by the two wall portions, claims 1 and 7 as amended recite a second portion extending between, and in communication with, the first portion and the second surface. In Togashi et al. the groove 201 does not communicate with hole 107 and thus does not define part of the orifice. Therefore, the rejection should be withdrawn. In addition, claims 1 and 7 have been amended to recite that a perimeter is defined by the cylinder, the perimeter lying in a plane that is oblique with respect to the first surface. Togashi et al. disclose no such periphery.

Claims 1, 4, 7 and 10 stand rejected under 35 U.S.C. 102(b) as being anticipated by Kurita et al. Claims 1 and 7 have been amended to recite that a perimeter is defined by the cylinder, with the perimeter lying in a plane that is oblique with respect to the first surface. In Kurita et al., the perimeter of the “cylinder” 34 is in a plane that is parallel to surface defining the fluid entrance 34a (first surface). Thus, the rejection should be withdrawn.

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All rejections having been addressed, it is respectfully submitted that this application is in condition for allowance and a Notice to that effect is earnestly solicited.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'E. Stemberger', written in a cursive style.

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